REMARKS

Claims 1-38, 41-44, 51-53 and 67-77 are pending in this application. Claims 1-29 and 67-77 have been allowed. Claims 30, 51 and 53 have been rejected and claims 31-38, 41-44 and 52 have been objected to. Applicant thanks the Examiner for her indication of the allowable claims.

Claims 30, 51 and 53 have been rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 5 and 20 of U.S. Patent No. 5,941,892. A terminal disclaimer is submitted herewith. As such, it is respectfully submitted that the rejection has been overcome.

As it is believed that all of the outstanding matter set forth in the Office Action have been fully met, favorable reconsideration and allowance are earnestly solicited.

If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested that he telephone applicant's attorney at (201) 847-6797 in order to overcome any additional objections which he might have.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 02-1666 therefor.

Dated: March 29, 2010 Respectfully submitted,

By: /Jeanne P. Lukasavage Reg No 45172/

BECTON, DICKINSON AND COMPANY 1 Becton Drive Franklin Lakes, New Jersey 07417 201-847-6797

Doc.#170236

Jeanne P. Lukasavage Registration No.: 45,172